

HOUSE BILL No. 1319

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-11-20.

Synopsis: Report concerning use of public funds. Requires certain persons who receive more than \$50,000 during a year from the state or a political subdivision to file with the agency providing the money an annual report detailing the uses for which the person spent the money. Requires a person who fails to file the report to repay the state or the political subdivision the money given to the person. Provides the state or the political subdivision with a cause of action to recover money from a person who fails to file the report.

Effective: July 1, 2002.

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January 15, 2002, read first time and referred to Committee on Public Policy, Ethics and Veterans Affairs.

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Introduced

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

HOUSE BILL No. 1319

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 5-11-20 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2002]:

4 **Chapter 20. Reports of Expenditures From Persons Receiving**
5 **Government Funds**

6 **Sec. 1. As used in this chapter, "agency" refers to an agency, a**
7 **board, a branch, a bureau, a commission, a council, a department,**
8 **an institution, an office, or another legal entity of any of the**
9 **following:**

10 (1) State government.

11 (2) A political subdivision (as defined in IC 36-1-2-13).

12 (3) A separate body corporate and politic established by law.

13 **Sec. 2. (a) As used in this chapter, "person" means an**
14 **individual, a sole proprietorship, a partnership, an unincorporated**
15 **association, a trust, a business trust, a limited liability company, a**
16 **corporation, whether or not operated for profit, or any other legal**
17 **entity.**

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(b) The term does not include an agency or the federal government.

Sec. 3. (a) This section does not apply to a person who receives money from an agency for any of the following:

(1) Providing supplies or services to the agency under a contract with the agency.

(2) As salary, wages, or other benefits as an employee of the agency.

(3) As payment to the person under a program established by law under which the person is entitled to the payment if the person meets eligibility criteria established by law.

(b) A person who receives more than fifty thousand dollars (\$50,000) from an agency during a calendar year must file an annual written report with the agency giving the money to the person.

(c) The report required by subsection (b) must be filed not later than March 1 of the year after the year in which the person received the money from the agency.

(d) The report required by subsection (b) must contain the following information:

(1) The name of the agency giving the money to the person.

(2) The calendar year covered by the report.

(3) A narrative description of the purposes for which the money was spent during the year covered by the report.

(4) The total amount of money received from the agency during the year covered by the report.

(5) A report of the expenditures of money during the year covered by the report, detailing expenditures in the following categories:

(A) Salaries of employees.

(B) Benefits for employees.

(C) Other expenditures for personal services.

(D) Services other than personal services.

(E) Supplies.

(F) Equipment.

(G) Travel.

(H) All other expenditures not accounted for under clauses (A) through (G).

Sec. 4. (a) A person who fails to file a report required by section 3 of this chapter shall repay to the agency all the money paid to the person by the agency during the year for which the report was required by section 3 of this chapter.



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- 1 **(b) The agency has a cause of action against the person to collect**
2 **the money required to be repaid to the agency under subsection (a).**

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